

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

FAIR ISAAC CORPORATION, a Delaware corporation,)	Case No. 16-cv-1054 (WMW/DTS)
)	
)	
Plaintiff,)	
)	
v.)	
)	
FEDERAL INSURANCE COMPANY, an)	
Indiana corporation, and ACE AMERICAN)	
INSURANCE COMPANY, a Pennsylvania)	
corporation.)	
)	
Defendants.)	
)	

AMENDED JOINT MOTION REGARDING CONTINUED SEALING

Documents have been filed under temporary seal in connection with the following motions:

Plaintiff's Motion to Compel, Dkt. No. 147

Pursuant to LR 5.6 and the Court's Order of February 8, 2019 (Dkt. 204), the parties submit this
Amended Joint Motion Regarding Continued Sealing.

DKT. NO.	DESCRIPTION OF DOCUMENT	MARK "X" IN APPLICABLE COLUMN			NONPARTY THAT DESIGNATED DOC. CONFIDENTIAL (IF ANY)	REASON WHY DOCUMENT SHOULD REMAIN SEALED OR BE UNSEALED
		Parties Agree Doc. Should Remain Sealed	Parties Agree Doc. Should Be Unsealed	Parties Disagree		
149	Unredacted copy of Memorandum in Support of Plaintiff's Motion to Compel	X			N/A	<p>The document was originally redacted to protect Defendant's confidential information. The commercially confidential information, which contains Defendants' internal processes and technology should remain sealed.</p> <p><u>FICO's Position:</u> FICO filed this document under seal to preserve information that was marked by Defendants as "Confidential" and/or "Confidential, Attorneys' Eyes Only" under the protective order. FICO does not take a position on whether the information actually meets the standard for sealing, since the</p>

						information is not its own, but agrees that the information should be maintained under seal as long as it meets the standard for sealing.
152	Exhibit 1 to the Declaration of Heather Kliebenstein	X			N/A	<p>The document was originally filed under seal to protect Defendants' confidential information. The commercially confidential information, which contains Defendants' internal processes and technology should remain sealed.</p> <p><u>FICO's Position:</u> FICO filed this document under seal to preserve information that was marked by Defendants as "Confidential" and/or "Confidential, Attorneys' Eyes Only" under the protective order. FICO does not take a position on whether the information actually meets the standard for sealing, since the information is not its own, but agrees that the information should be maintained under seal as long as it meets the standard</p>

						for sealing.
153	Exhibit 2 to the Declaration of Heather Kliebenstein	X			N/A	<p>The document was originally filed under seal to protect Defendants' confidential information. The commercially confidential information, which contains Defendants' internal processes and technology should remain sealed.</p> <p><u>FICO's Position:</u> FICO filed this document under seal to preserve information that was marked by Defendants as "Confidential" and/or "Confidential, Attorneys' Eyes Only" under the protective order. FICO does not take a position on whether the information actually meets the standard for sealing, since the information is not its own, but agrees that the information should be maintained under seal as long as it meets the standard for sealing.</p>
154	Exhibit 29 to the Declaration of Heather Kliebenstein	X			N/A	The document was originally filed under seal to protect Defendants' confidential

						<p>information. The commercially confidential information, which contains Defendants' internal processes and technology should remain sealed.</p> <p><u>FICO's Position:</u> FICO filed this document under seal to preserve information that was marked by Defendants as "Confidential" and/or "Confidential, Attorneys' Eyes Only" under the protective order. FICO does not take a position on whether the information actually meets the standard for sealing, since the information is not its own, but agrees that the information should be maintained under seal as long as it meets the standard for sealing.</p>
155	Exhibit 30 to the Declaration of Heather Kliebenstein	X			N/A	<p>The document was originally filed under seal to protect Defendants' confidential information. The commercially confidential information, which contains Defendants' internal processes and technology should</p>

						<p>remain sealed.</p> <p><u>FICO's Position:</u> FICO filed this document under seal to preserve information that was marked by Defendants as "Confidential" and/or "Confidential, Attorneys' Eyes Only" under the protective order. FICO does not take a position on whether the information actually meets the standard for sealing, since the information is not its own, but agrees that the information should be maintained under seal as long as it meets the standard for sealing.</p>
156	Exhibit 34 to the Declaration of Heather Kliebenstein	X			N/A	<p>The document was originally filed under seal to protect Defendants' confidential information.</p> <p><u>FICO's Position:</u> FICO filed this document under seal to preserve information that was marked by Defendants as "Confidential" and/or "Confidential, Attorneys' Eyes Only" under the protective</p>

						order. FICO does not take a position on whether the information actually meets the standard for sealing, since the information is not its own, but agrees that the information should be maintained under seal as long as it meets the standard for sealing.
--	--	--	--	--	--	--

Dated: February 28, 2019

/s/ Heather Kliebenstein

Allen Hinderaker, MN Bar # 45787
Heather Kliebenstein, MN Bar # 337419
Michael A. Erbele, MN Bar # 393635
MERCHANT & GOULD P.C.
3200 IDS Center
80 South Eighth Street
Minneapolis, MN 55402-2215
Tel: (612) 332-5300
Fax: (612) 332-9081
ahinderaker@merchantgould.com
hkliebenstein@merchantgould.com
merbele@merchantgould.com

Attorneys for Plaintiff FICO

-AND-

s/ Christopher D. Pham

Terrence J. Fleming (#0128983)
tfleming@fredlaw.com
Lora M. Friedemann (#0259615)
lfriedemann@fredlaw.com
Leah C. Janus (#0337365)
ljanus@fredlaw.com
Christopher D. Pham (#0390165)
cpham@fredlaw.com
FREDRIKSON & BYRON, P.A.
200 South Sixth Street, Suite 4000

Minneapolis, MN 55402-1425
(612) 492-7000 (tel.)
(612) 492-7077 (fax)

Attorneys for Defendants